

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

In re:

DAVID BRIAN DERRINGER,

No. BR 04-17330-m13

Debtor.

DAVID DERRINGER,

Appellant,

vs.

No. CIV 06-0855 RB/RLP

**MICK CHAPEL, JENNIFER CHAPEL,
and JOSEPH MANGES,**

Appellees.

ORDER AND JUDGMENT

THIS MATTER comes before the Court on the Magistrate Judge's Proposed Findings and Recommended Disposition on Bankruptcy Appeal ("PFRD"), filed on May 7, 2007 [Doc. 26]. Having considered the objections filed in response to the PFRD and having made a *de novo* determination of those portions of the PFRD objected to, the Court will overrule the objections, adopt the PFRD and affirm the decision of the Bankruptcy Court.

WHEREFORE,

IT IS HEREBY ORDERED that the Magistrate Judge's Proposed Findings and Recommended Disposition on Bankruptcy Appeal [Doc. 26] are adopted by the Court.

IT IS FURTHER ORDERED that Appellee's Motion to Consolidate [Doc. 14] is denied;

IT IS FURTHER ORDERED that Appellant's Motion for Sanctions [Doc. 18] is denied;

IT IS FURTHER ORDERED that the Bankruptcy Court's Order Awarding Damages [Doc. 1], be affirmed.

IT IS FINALLY ORDERED, ADJUDGED AND DECREED that this civil proceeding
is dismissed with prejudice.

A handwritten signature in black ink, appearing to read "Robert Brack", written in a cursive style.

ROBERT C. BRACK
UNITED STATES DISTRICT JUDGE